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Entered October 5, 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

**KENTARO MORI, TAKAHIDE TANAKA,
AKIRA NAKAGAWA and IWAO KOJIMA**
Junior Party
(U.S. Patent No. 6,547,741)¹

v.

**DIRK FREUND, FRED SCHNAK
MARTIN GIERSEIPEN, FRANK KRESSMANN
and BRIGITTE HARTTMANN**
Senior Party
(Application 09/582,471)²

Patent Interference No. 105,287

Before LEE, MOORE and POTEATE, Administrative Patent Judges.

LEE, Administrative Patent Judge.

Judgment – Bd. Rule 127

¹ Based on application 09/977,383, filed October 16, 2001. Accorded the benefit of application 09/582,985, filed July 10, 2000, and PCT application PCT/JP99/00082, filed January 13, 1999. The real party in interest is Omron HealthCare Co., Ltd., a wholly-owned subsidiary of Omron Corporation.

² Filed August 15, 2000. Accorded the benefit of PCT application PCT/EP98/08429, filed December 23, 1998. The real party in interest is The Gillette Company.

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**PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

Interference No. 105,287
Mori v. Freund

All of Mori's claims corresponding to the count have been held unpatentable under 35 U.S.C. § 112, first paragraph, for lack of written description in the specification. See Decision on Freund's Motion 1 (Paper No. 38). Entry of judgment is now appropriate. It is

ORDERED that judgment is herein entered against junior party KENTARO MORI, TAKAHIDE TANAKA, AKIRA NAKAGAWA and IWAO KOJIMA;

FURTHER ORDERED that junior party KENTARO MORI, TAKAHIDE TANAKA, AKIRA NAKAGAWA and IWAO KOJIMA is not entitled to its patent claims 4, 5 and 6;

FURTHER ORDERED that if there is a settlement agreement, the parties should note the requirements of 35 U.S.C. § 135(c) and Bd. Rule 205; and

FURTHER ORDERED that a copy of this judgment be placed in the respective involved application or patent of the parties.

/ss/ Jameson Lee)	
JAMESON LEE)	
Administrative Patent Judge)	
)	
)	
/ss/ James T. Moore)	BOARD OF PATENT
JAMES T. MOORE)	APPEALS
Administrative Patent Judge)	AND
)	INTERFERENCES
)	
)	
/ss/ Linda Poteate)	
LINDA POTEATE)	
Administrative Patent Judge)	

Interference No. 105,287
Mori v. Freund

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